

2013 DRAFTING REQUEST

Assembly Amendment (AA-AB40)

Received: **5/30/2013** Received By: **tkuczens**
Wanted: **As time permits** Same as LRB:
For: **Legislative Fiscal Bureau** By/Representing: **Merrifield**
May Contact: Drafter: **tkuczens**
Subject: **Education - state superintendent** Addl. Drafters:
Extra Copies: **pg, ffk**

Submit via email: **YES**
Requester's email: **Legislative Fiscal Bureau**
Carbon copy (CC) to: **tracy.kuczenski@legis.wisconsin.gov**

Pre Topic:

LFB:.....Merrifield -

Topic:

Comprehensive Evaluation of Common Core State Standards (LFB Paper 535, Motion 523)

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tkuczens 5/31/2013			_____			
/P1	tkuczens 6/8/2013	evinz 6/9/2013	phenry 6/9/2013	_____	sbasford 5/31/2013		
/P2				_____	mbarman 6/10/2013		

FE Sent For:

<END>

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/?	tkuczens 5/31/2013			_____			
/P1		csicilia 5/31/2013	phenry 5/31/2013	_____	sbasford 5/31/2013		

FE Sent For: *1p2ew*
6/9/13 *6/9 ph* *pk/ff*
<END>

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/? tkuczens

101 gis 5/31 5/31 ph ph/A
13

FE Sent For:

<END>

PUBLIC INSTRUCTION -- ADMINISTRATIVE AND OTHER FUNDING

Comprehensive Evaluation of Common Core State Standards
[LFB Paper #535]

18

Motion:

Move to prohibit the Department of Public Instruction (DPI) from taking further actions to implement as standards for the state or directing districts to implement any common core standards developed by the Common Core State Standards Initiative until DPI conducts a comprehensive evaluation of the common core standards as provided in this motion.

Require DPI to adopt college and career readiness educational standards no later than July 1, 2014. Require that the educational standards meet national and international benchmarks for college and career readiness standards and be aligned with postsecondary educational expectations. Require DPI to implement educational standards that use the common core standards as the base model for academic standards to the extent necessary to comply with federal standards to receive a flexibility waiver under 20 U.S.C. 7861. Provide that higher academic standards could be adopted that supplement or supplant the common core standards if the higher educational standards would qualify for a flexibility waiver under 20 U.S.C. 7861 because the higher educational standards meet United States Department of Education flexibility waiver requirements that ensure college and career readiness of students. Provide that any common core standards adopted by DPI before July 1, 2013, remain in effect until the Department adopts the educational standards described above.

Specify that the educational standards described above could not be adopted until: (a) the State Superintendent has received and considers: (1) DPI's evaluation of the common core, described below; (2) the final report of the legislative study committee, described below; and (3) the fiscal impact statement prepared by the Legislative Fiscal Bureau, described below; and (b) DPI holds at least three public meetings and takes public testimony regarding the adoption of educational standards after DPI considers the information described under (a).

Before September 1, 2013, require the Department to provide a written evaluation of the common core standards to the: (a) Governor; (b) Speaker of the Assembly and President of Senate; and (c) chairperson of the legislative study committee, described below.

Request that the Legislative Council establish a legislative study committee to study issues relating to common core standards or other standards. If approved, specify that no later than November 1, 2013, the legislative committee shall submit the committee's final report to the Legislative Council, Governor, and DPI. Require the report do all of the following: (a) compare existing Wisconsin standards with the common core standards; (b) consider best practices in developing and adopting the standards, seeking information from a broad range of sources,

including: subject area teachers from elementary and secondary schools in Wisconsin; subject area instructors and experts from postsecondary educational institutions; and any other standards the study committee considers to be superior standards; and (c) evaluate the cost to the state associated with implementing Partnership for Assessment of Readiness for College and Careers assessment or the Smarter Balanced assessment by schools. Require the legislative study committee to hold at least three public meetings.

Before September 1, 2013, require the Legislative Fiscal Bureau, in consultation with DPI, estimate the fiscal impact to the state if DPI: (a) fully implements the common core standards; and (b) discontinues the implementation of the common core standards. ✓

Define "common core standards" to mean educational standards developed for kindergarten through grade 12 by the Common Core State Standards Initiative. ✓



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBb02742-PI

TKK:J:...

RMP

g's

LFB:.....Merrifield - Comprehensive Evaluation of Common Core State Standards (LFB Paper 535, Motion 523)

FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY BILL 40

5/31/13

29

1 At the locations indicated, amend the bill as follows:

2 1. Page 1026, line 19: after that line insert:

3 “(2m) COMPREHENSIVE EVALUATION OF COMMON CORE STANDARDS STATE STANDARDS.”

4 In this subsection, “common core standards” means the educational standards
5 developed for kindergarten through grade 12 by the Common Core State Standards
6 Initiative.

7 (a) *Suspend implementation of common core standards.* Except as provided in
8 this subsection, the department of public instruction may take no further action to
9 implement the common core standards and shall direct each school district to cease
10 implementation of the common core standards. Any common core standard adopted

1 by the department of public instruction before July 1, 2013, remains in effect until
2 the department adopts the standards required in par. (e). *2 paragraph* ✓

****NOTE: As I understand this process, the state superintendent already adopted the common core standards, but is in the process of implementing them. Should the last sentence of this paragraph read "Any common core standard adopted and implemented by the department of public instruction before July 1, 2013, remains in effect until the department adopts the standards required in par. (e)?"

3 (b) *Evaluation of common core standards by the department of public*
4 *instruction.* No later than September 1, 2013, the department of public instruction
5 shall submit a written evaluation of the common core standards adopted pursuant
6 to a proclamation of the state superintendent on June 2, 2010, to the governor, the
7 speaker of the assembly, *and* the president of the senate, *and*, if applicable, the legislative
8 study committee established under par. (6), in the manner provided under s. 13.172

9 (3). *2 paragraph*

10 (c) *Analysis by the legislative fiscal bureau of the fiscal impact of adopting the*
11 *common core state standards.* No later than September 1, 2013, the legislative fiscal
12 bureau shall, in consultation with the department of public instruction, estimate the
13 fiscal impact to the state if the department of public instruction takes either of the
14 following actions:

15 1. Implementation of common core standards. Fully implements the adoption
16 of the common core standards.

17 2. Rejection of common core standards. Discontinues the implementation of
18 the common core standards.

****NOTE: This subdivision seems to be missing something. If DPI discontinues the adoption of the common core standards, it will be required to adopt some alternative college and career readiness educational standards instead, as provided in the motion. Should this cost be considered by LFB?

(d) *Joint legislative council study on common core standards and other standards.*

***NOTE: The motion, and this draft, use four different terms: "common core standards;" "educational standards" (used in the definition for common core standards); "(higher) academic standards," used in that portion of the instruction regarding compliance with the federal waiver requirements; and "college and career readiness standards," used in the instruction to DPI to adopt standards. Aside from "common core standards" which I understand to be a particular brand or subset of standards, are these all interchangeable terms? If so, I think it would be clearer to use consistent terms, and I would argue for "college and career readiness standards." If not, what is the difference between educational standards and academic standards?

1. Legislative study committee. The joint legislative council is requested to establish a study committee to study issues related to the common core standards adopted by ^{the}by the state superintendent of public instruction on June 2, 2010, and other academic standards, including those academic standards currently in effect in this state.

2. Findings. If the joint legislative council establishes a study committee as requested in this paragraph, the legislative study committee shall, no later than November 1, 2013, schedule and hold at least three public hearings to consider and submit a final report containing all of the following information to the legislative council, the governor, and the department of public instruction:

a. A comparison of the academic standards currently in effect in this state with the common core state standards adopted by the state superintendent on June 2, 2010.

***NOTE: Is reference to "the academic standards currently in place" sufficient? Are these existing standards the "pupil academic standards issued by the governor as executive order no. 326, dated January 13, 1998?" (See s. 118.30 (1g) (a), stats.) If so, it may make sense to explicitly refer to these standards. Okay?

b. A consideration of best practices in developing and adopting the standards. To fulfill the requirement of this subdivision paragraph, the legislative study committee shall seek information from a broad range of sources, including subject

1 area teachers from elementary and secondary schools in this state) ^{and} subject area
2 instructors and experts from post-secondary educational institutions; and any other
3 standards the study committee considers to be superior to the common core
4 standards. ^{shall seek information about.}

****NOTE: The motion requires the joint legislative committee to “consider best practices in developing and adopting the standards” (emphasis mine). Which standards are referred to: the common core? Or, more generally, any academic standards to be used to evaluate educational attainment in grades kindergarten to 12?

5 c. A comparative evaluation of the costs to the state of adopting and
6 implementing assessments developed by the Partnership for Assessment of
7 Readiness for College and Careers and of adopting and implementing assessments
8 developed by the Smarter Balanced Consortium and aligned to the common core
9 standards. ^{subdivisions}

10 (e) *Procedure for adopting college and career readiness educational standards.*

11 1. Adoption of standards. No later than July 1, 2014, and subject to subds. ^{subdivisions} 2.
12 and 3., the department of public instruction shall adopt college and career readiness
13 educational standards that satisfy all of the following:

14 a. The standards meet national and international benchmarks for college and
15 career readiness.

****NOTE: This requirement seems broad and vague. Are there specific benchmarks we can identify?

16 b. The standards are aligned with postsecondary educational expectations.

****NOTE: I'm not sure what “aligned with postsecondary educational expectations” means. Who has the expectations? The pupils? The admissions offices of the postsecondary schools? And what are the expectations? That a pupil will be able to be admitted into a postsecondary school? That a pupil admitted into a postsecondary school will have certain aptitudes?

17 c. The standards fulfill the requirements established under 20 USC 7861 for
18 the state to receive a waiver under 20 USC 7861.

subdivision

2. Standards may vary from common core standards. The standards adopted under subd. 1. may exceed, supplement, or supplant the common core standards, provided the standards satisfy the requirement under subdivision paragraph 1. c.

3. Conditions precedent to adopting standards. The department of public instruction may not adopt the standards under subd. 1., or, if applicable, subd. 2., until all of the following are satisfied:

a. The state superintendent of public instruction reviews and considers the department's evaluation of the common core standards conducted as provided in par.

(b).

b. The state superintendent of public instruction reviews and considers the fiscal impact statement prepared by the legislative fiscal bureau as required under par. (c). estimate

c. The state superintendent of public instruction reviews and considers, if applicable, the final report of the legislative study committee established under par.

(d).

d. The department conducts at least three public meetings regarding the adoption of college and career readiness educational standards at which the information described in this subdivision is presented and public testimony is received."

(END)

***NOTE: The motion used the word "meeting"; are meetings subject to notice requirements as are hearings?

Kuczenski, Tracy

From: Merrifield, Layla
Sent: Thursday, June 06, 2013 9:14 AM
To: Kuczenski, Tracy
Subject: Common core

Hi Tracy, I've started working through b0274/p1 and your notes. I know this motion's wording is weird--they modeled it on the Indiana law, and really wanted exactly that, so my input was not welcome as far as phrasing. They want districts to keep using the English and math standards that have already been adopted and implemented, at least for now.

So I think we need to rework a little wording on page 1, lines 8 and 9. I think "direct each school district to cease implementation" is a bit strong. If you could reword that to it's something like, "DPI may not direct districts to implement further standards" I think that would reflect intent a bit better. And re: your first note on page 2, yes I think adopted and implemented works.

They're referencing the English and math in the final sentence of paragraph 2 of motion 523, so we sort of notwithstanding the first paragraph with that sentence. What they're getting at is to prohibit DPI from adopting other standards coming down the pike for science and social studies; then, do an evaluation of common core and, I think, hoping they pick something else for English and math, but without exactly requiring they pick something

- ✓ Re: second note on page 2, yes I think this is implicit, although I have no idea how I would do this sort of costing out.
- ✓ Re: third note on page 2, yes I think the law should use "common core standards" versus all/any other "college and career readiness" standards. Academic/educational standards are interchangeable but I agree it inhibits clarity/understanding.
- ✓ Re: note on page 3: This is confusing. The standards currently in place in Wisconsin (as opposed to Indiana) are the common core state standards for English and math. The old 1998 standards are still in place for other subjects, but the common core standards for other subjects are still in development, so I'm not sure what this statement accomplishes.
- ✓ Re: note at top of page 4: your guess is as good as mine.

OK Re: second/third note, page 4: I think the wording is ok, and will make sense to DPI. College and career readiness is a term used in our ESEA flexibility waiver. Generally the common core are considered to meet national and international benchmarks, in that they were researched and developed in part using other high-achieving countries' standards, and expect students to develop skills necessary to succeed in college or the workforce after high school, ie advanced math, disciplinary literacy, reading for information, all skills that would generally allow a student to score well on the ACT, for example, which is correlated with high rates of passing college courses. I don't think we want to get into defining the terms in statutory language, and in this case, broad is probably better.

- ✓ Re: note on page 5: let's switch "meetings" to "hearings." The motion originally described "school corporations" rather than "school districts;" I think this is similar.

Think that's it. Thank you!

Layla Merrifield



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBb0274/P1 P2
TKK:cjs:ph
RMN:R
L-5 Cev

LFB:.....Merrifield – Comprehensive Evaluation of Common Core State Standards (LFB Paper 535, Motion 523)

FOR 2013-2015 BUDGET -- NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT,
TO ASSEMBLY BILL 40

6/8/13

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1026, line 19: after that line insert:

3 “(2q) COMPREHENSIVE EVALUATION OF COMMON CORE STANDARDS. In this
4 subsection, “common core standards” means the educational standards developed
5 for kindergarten through grade 12 by the Common Core State Standards Initiative.

6 (a) *Suspend implementation of common core standards.* Except as provided in

7 this subsection, the department of public instruction may take no further action to

8 implement the common core standards and ^{may not} shall direct each school district to ⁵ ~~cease~~

9 ^{implement further} implementation of the common core standards. Any common core standard adopted

10 by the department of public instruction before July 1, 2013, remains in effect until

11 the department adopts the standards required in paragraph (e).

and implemented

2

****NOTE: As I understand this process, the state superintendent already adopted the common core standards, but is in the process of implementing them. Should the last sentence of this paragraph read "Any common core standard adopted and implemented by the department of public instruction before July 1, 2013, remains in effect until the department adopts the standards required in paragraph (e)?"

1 (b) *Evaluation of common core standards by the department of public*
2 *instruction.* No later than September 1, 2013, the department of public instruction
3 shall submit a written evaluation of the common core standards adopted pursuant
4 to a proclamation of the state superintendent on June 2, 2010, to the speaker of the
5 assembly and the president of the senate, in the manner provided under s. 13.172 (3),
6 the governor, and, if applicable, the legislative study committee established under
7 paragraph (d).

8 (c) *Analysis by the legislative fiscal bureau of the fiscal impact of adopting the*
9 *common core standards.* No later than September 1, 2013, the legislative fiscal
10 bureau shall, in consultation with the department of public instruction, estimate the
11 fiscal impact to the state if the department of public instruction takes either of the
12 following actions:

13 1. 'Implementation of common core standards.' Fully implements the adoption
14 of the common core standards.

15 2. 'Rejection of common core standards.' Discontinues the implementation of
16 the common core standards, *and adopts other college and career readiness standards*

le ****NOTE: This subdivision seems to be missing something. If DPI discontinues the
adoption of the common core standards, it will be required to adopt some alternative
college and career readiness educational standards instead, as provided in the motion.
Should this cost be considered by LFB?

17 (d) *Joint legislative council study on common core standards and other*
18 *college and career readiness standards.* *itc*

****NOTE: The motion, and this draft, use four different terms: "common core standards;" "educational standards" (used in the definition for common core standards); "(higher) academic standards," used in that portion of the instruction regarding compliance with the federal waiver requirements; and "college and career readiness

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1 1. ‘Legislative study committee.’ The joint legislative council is requested to
2 establish a study committee to study issues related to the common core standards
3 adopted by the state superintendent of public instruction on June 2, 2010, and other
4 academic standards, including those academic standards currently in effect in this
5 state.

6 2. ‘Findings.’ If the joint legislative council establishes a study committee as
7 requested in this paragraph, the legislative study committee shall, no later than
8 November 1, 2013, schedule and hold at least three public hearings to consider and
9 submit a final report containing all of the following information to the legislative
10 council, the governor, and the department of public instruction:

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12 the common core state standards adopted by the state superintendent on June 2,
13 2010.

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Are these existing standards the “pupil academic standards issued by the governor as
executive order no. 326, dated January 13, 1998?” (See s. 118.30 (1g) (a), stats.) If so, it
may make sense to explicitly refer to these standards. Okay?

14 b. A consideration of best practices in developing and adopting the standards.
15 To fulfill the requirement of this subdivision 2. b., the legislative study committee
16 shall seek information from a broad range of sources, including subject area teachers
17 from elementary and secondary schools in this state and subject area instructors and
18 experts from post-secondary educational institutions; and shall seek information
19 about any other standards the study committee considers to be superior to the
20 common core standards.

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1 c. A comparative evaluation of the costs to the state of adopting and
2 implementing assessments developed by the Partnership for Assessment of
3 Readiness for College and Careers and of adopting and implementing assessments
4 developed by the Smarter Balanced Consortium and aligned to the common core
5 standards.

6 (e) *Procedure for adopting college and career readiness educational standards.*

7 1. ‘Adoption of standards.’ No later than July 1, 2014, and subject to
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9 career readiness educational standards that satisfy all of the following:

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13 c. The standards fulfill the requirements established under 20 USC 7861 for
14 the state to receive a waiver under 20 USC 7861.

15 2. ‘Standards may vary from common core standards.’ The standards adopted
16 under subdivision 1. may exceed, supplement, or supplant the common core
17 standards, provided the standards satisfy the requirement under subdivision 1. c.

1 3. ‘Conditions precedent to adopting standards.’ The department of public
2 instruction may not adopt the standards under subdivision 1. until all of the
3 following are satisfied:

4 a. The state superintendent of public instruction reviews and considers the
5 department’s evaluation of the common core standards submitted under paragraph
6 (b).

7 b. The state superintendent of public instruction reviews and considers the
8 fiscal impact estimate prepared by the legislative fiscal bureau as required under
9 paragraph (c).

10 c. The state superintendent of public instruction reviews and considers, if
11 *if a legislative study committee is established under paragraph (d) ↑*
prepared by that
applicable, the final report of the legislative study committee *established under*
12 *paragraph (d)*

13 d. The department conducts at least three public *hearings* *meetings* regarding the
14 adoption of college and career readiness *educational* standards at which the
15 information described in this subdivision is presented and public testimony is
16 received.”.

17 *ce* ******NOTE:** The motion used the word “meeting”; are meetings subject to notice requirements as are hearings?

(END)



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBb0274/P2
TKK:cjs&eev:ph

LFB:.....Merrifield – Comprehensive Evaluation of Common Core State Standards (LFB Paper 535, Motion 523)

**FOR 2013-2015 BUDGET -- NOT READY FOR INTRODUCTION
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TO ASSEMBLY BILL 40**

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5 for kindergarten through grade 12 by the Common Core State Standards Initiative.

6 (a) *Suspend implementation of common core standards.* Except as provided in
7 this subsection, the department of public instruction may take no further action to
8 implement the common core standards and may not direct school districts to
9 implement further standards. Any common core standard adopted and implemented
10 by the department of public instruction before July 1, 2013, remains in effect until
11 the department adopts the standards required in paragraph (e).

1 (b) *Evaluation of common core standards by the department of public*
2 *instruction.* No later than September 1, 2013, the department of public instruction
3 shall submit a written evaluation of the common core standards adopted pursuant
4 to a proclamation of the state superintendent on June 2, 2010, to the speaker of the
5 assembly and the president of the senate, in the manner provided under s. 13.172 (3),
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7 paragraph (d).

8 (c) *Analysis by the legislative fiscal bureau of the fiscal impact of adopting the*
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15 2. 'Rejection of common core standards.' Discontinues the implementation of
16 the common core standards and adopts other college and career readiness standards.

17 (d) *Joint legislative council study on common core standards and other college*
18 *and career readiness standards.*

19 1. 'Legislative study committee.' The joint legislative council is requested to
20 establish a study committee to study issues related to the common core standards
21 adopted by the state superintendent of public instruction on June 2, 2010, and other
22 academic standards, including those academic standards currently in effect in this
23 state.

24 2. 'Findings.' If the joint legislative council establishes a study committee as
25 requested in this paragraph, the legislative study committee shall, no later than

1 November 1, 2013, schedule and hold at least three public hearings to consider and
2 submit a final report containing all of the following information to the legislative
3 council, the governor, and the department of public instruction:

4 a. A comparison of the academic standards currently in effect in this state with
5 the common core state standards adopted by the state superintendent on June 2,
6 2010.

7 b. A consideration of best practices in developing and adopting college and
8 career readiness standards. To fulfill the requirement of this subdivision 2. b., the
9 legislative study committee shall seek information from a broad range of sources,
10 including subject area teachers from elementary and secondary schools in this state
11 and subject area instructors and experts from post-secondary educational
12 institutions; and shall seek information about any other standards the study
13 committee considers to be superior to the common core standards.

14 c. A comparative evaluation of the costs to the state of adopting and
15 implementing assessments developed by the Partnership for Assessment of
16 Readiness for College and Careers and of adopting and implementing assessments
17 developed by the Smarter Balanced Consortium and aligned to the common core
18 standards.

19 (e) *Procedure for adopting college and career readiness standards.*

20 1. 'Adoption of standards.' No later than July 1, 2014, and subject to
21 subdivisions 2. and 3., the department of public instruction shall adopt college and
22 career readiness standards that satisfy all of the following:

23 a. The standards meet national and international benchmarks for college and
24 career readiness.

25 b. The standards are aligned with postsecondary educational expectations.

c. The standards fulfill the requirements established under 20 USC 7861 for the state to receive a waiver under 20 USC 7861.

2. 'Standards may vary from common core standards.' The standards adopted under subdivision 1. may exceed, supplement, or supplant the common core standards, provided the standards satisfy the requirement under subdivision 1. c.

3. ‘Conditions precedent to adopting standards.’ The department of public instruction may not adopt the standards under subdivision 1. until all of the following are satisfied:

a. The state superintendent of public instruction reviews and considers the department's evaluation of the common core standards submitted under paragraph (b).

b. The state superintendent of public instruction reviews and considers the fiscal impact estimate prepared by the legislative fiscal bureau as required under paragraph (c).

c. If a legislative study committee is established under paragraph (d), the state superintendent of public instruction reviews and considers the final report prepared by that committee.

d. The department conducts at least three public hearings regarding the adoption of college and career readiness standards at which the information described in this subdivision is presented and public testimony is received.”.

(END)